

REMARKS/ARGUMENTS

This Amendment is in response to the Office Action mailed March 22, 2007. Claims 19-22, 25-27, 30, 33, 35, 36, 41-59, 61-65, and 67-70 were pending in the present application. This Amendment amends claims 19, 41, 63, and 70, without adding or canceling any claims, leaving pending in the application claims 19-22, 25-27, 30, 33, 35, 36, 41-59, 61-65, and 67-70. Reconsideration of the rejected claims is respectfully requested.

I. Rejection under 35 U.S.C. §103

Claims 19-22, 25-27, 30, 33, 35-36, and 41-59, 61-65, and 67-70 (incorrectly labeled as 41-70 in the Office Action) are rejected under 35 U.S.C. §103(a) as being obvious over *Joao* (US 6,662,194) in view of *Knudson* (US 5,765,140). Applicants respectfully submit that these references do not teach, suggest, or provide motivation for each element of these claims. For example, Applicants' claim 19 as amended recites a system for workforce procurement and management using a hosted network application, comprising:

- at least one web server operable to host applications;
- at least one database in communication with the web server and operable to store data for applications hosted on the web server; and
- a workforce procurement and management application** hosted on the at least one web server and operable to store data using the at least one database, the workforce procurement and management application including a plurality of modules accessible at varying levels to different participants in a hosted workforce procurement and management process, the modules including:
 - a skills fulfillment module providing a requirement function for specifying a staffing requirement for a project and a settlement function for tracking expenditures on the project;
 - an exchange module comprising a search function for matching a digital portfolio of a contractor to the staffing requirement for the project, wherein the contractor is made available to be hired for the project; and
 - a resource management module comprising a work journal function for collecting information about work performed on the project by the hired contractor and automatically updating the digital portfolio of the hired contractor such that the search function of the exchange module has access to current portfolio data for the contractor, the collected information including at least one of performance review information for the hired contractor for the work performed on the project, new skill level information for the hired contractor obtained on the project, new skills obtained by the hired contractor on the project, and updated experience information for the hired contractor as a result of the work performed on the project, such that the digital portfolio data for the hired contractor remains current with skill, experience, and review information for the hired contractor; and**

a knowledge management module comprising a reporting function and
an analysis function

(*emphasis added*). Such limitations are neither taught nor suggested by these references.

For example, *Joao* teaches an apparatus for providing job searching services, recruitment services, and recruitment-related services (col. 3, lines 17-24). Using the apparatus, prospective employees or contractors can search for, or be notified of, existing jobs that meet information entered by that employee, and potential employers can search for, or be notified of, potential employees or contractors that meet information entered by that employer (col. 4, line 13-col. 5, line 16). Searches for applicable potential employees or jobs then can be executed, either manually or automatically according to selected criteria (col. 22, line 42-53; col. 25, line 7- col. 26, line 10; col. 28, line 42-col. 30, line 12). As recognized in the Office Action on page 4, *Joao* does not teach or suggest a resource management module comprising a work journal function for collecting information about work performed on the project by the hired contractor and automatically updating the digital portfolio of the contractor, such that the search function of the exchange module has access to current portfolio data for the contractor. By automatically updating the portfolio each time information is entered for the contractor, the search function will always have up-to-date information for a contractor, such that the contractor is more likely to match searches because the additional skills, skill levels, experience, and performance reviews of the contractor will be included in the portfolio of the contractor. This is advantageous to not only the contractor, but also to potential employers looking for contractors with the additional skills, skill levels, experience, etc. As such limitations are neither taught nor suggested by *Joao*, *Joao* cannot render obvious Applicants' claim 19.

Knudson does not make up for the deficiencies in *Joao* with respect to Applicants' claim 19. *Knudson* is cited as teaching collecting information about work performed on a project by a contractor as a user updates time on a project using a time sheet, and automatically updating the contractor information (OA p. 4; *Knudson* col. 7, line 15-47). *Knudson* teaches collecting time sheet information such that a project manager can determine actual progress made on a project (col. 7, lines 15-47). *Knudson* does not, however, teach or suggest collecting performance

review information for the hired contractor for the portion of the work already performed on the project, new skill level information for the hired contractor obtained thus far on the project, new skills obtained by the hired contractor on the project, and/or updated experience information for the hired contractor as a result of the work performed thus far on the project. *Knudson* also does not teach or suggest automatically updating a digital portfolio for the contractor using such information, such that the digital portfolio data for the hired contractor remains current with skill, experience, and review information for the hired contractor. *Knudson* instead teaches the entry of time information for a project, which is not indicative of additional skills, current skill levels, updated experience, or performance review information for a contractor, and thus is not reflective of the current skill set of the contractor for purposes of searching. Further, *Knudson* teaches the entry of time information for purposes of tracking progress on a project, and not for the purposes of updating skill information for an employee on the project. Thus, there would be no motivation to track such information in *Knudson* or a combination of *Knudson* and *Joao*. *Knudson* thus cannot make up for the deficiencies in *Joao* with respect to Applicants' claim 19, such that claim 19 and the claims that depend therefrom cannot be rendered obvious by these references, alone or in combination. The other claims recite limitations that similarly are not taught or suggested by these references, for reasons including those discussed above, such that these claims also cannot be rendered obvious by these references. Applicants therefore respectfully request that the rejections with respect to these claims be withdrawn.

II. Amendment to the Claims

Unless otherwise specified, amendments to the claims are made for purposes of clarity, and are not intended to alter the scope of the claims or limit any equivalents thereof. The amendments are supported by the specification and do not add new matter.

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Amdt. dated June 22, 2007
Amendment under 37 CFR 1.116 Expedited Procedure
Examining Group 3623

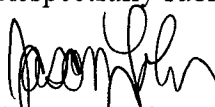
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CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance and an action to that end is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



Jason D. Lohr
Reg. No. 48,163

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 925-472-5000
Fax: 415-576-0300
Attachments
JDL:jdj
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